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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF:

Danny L. BEASLEY, et al.

Application Serial No.: 09/683,582

Application Filing Date: January 22, 2002

Title: **COMPUTER INTERCONNECTION  
SYSTEM**

Attorney Docket: 2540-0617

Group Art Unit: 2152

Examiner: DINH, Dung C.

2<sup>nd</sup> RCE Filing Date: May 16, 2005

Date: September 15, 2005

### INFORMATION DISCLOSURE STATEMENT

Hon. Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.56, the attention of the Patent and Trademark Office is hereby directed to the reference(s) listed on the attached PTO-1449. Copies of any non-U.S. patent or publication references are attached. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference(s) be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

**It is noted** that Avocent Redmond is now the owner of this patent and is the successor in interest to Apex PC Solutions. Moreover, Cybex is also now a subsidiary of Avocent, making Avocent Redmond and Cybex sister companies.

Several deposition transcripts have been cited herewith from various litigations. While certain sections have been pointed out as having been cited in previous pleadings, the depositions should be considered as a whole as other portions may also be relevant to the examiner's consideration.

The submission of any document herewith, which is not a statutory bar, is not intended that any such document constitutes prior art against any of the claims of the present application or is considered to be material to patentability as defined in 37 C.F.R.

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§ 1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference against the claims of the present application.

This Information Disclosure Statement is being filed within three (3) months of the U.S. filing date OR before the mailing date of a first Office Action on the merits. No certification or fee is required.

Respectfully submitted,



Michael R. Casey, Ph.D.

Registration No.: 40,294

CUSTOMER NUMBER

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FORM PTO-1449 (modified)

**Information Disclosure Statement by Applicant**

<p>Sheet <b>1</b> of <b>4</b></p>		<b>Application number</b>	09/683,582
		<b>First named inventor</b>	Danny L. BEASLEY
		<b>Art Unit</b>	2152
		<b>Filing Date</b>	January 22, 2002
		<b>Examiner</b>	DINH, Dung C.
		<b>Attorney Docket No</b>	2540-0617
		<b>Confirmation Number</b>	4130

<b>U.S. PATENT DOCUMENTS</b>				
Examiner Initials*	Cite No.	<b>Document Number</b>	<b>Publication Date</b> MM-DD-YYYY	<b>Name of Patentee or Applicant of cited document</b>
		<b>Number-Kind Code</b>		
	AR	US- 5,309,564	05-03-1994	BRADLEY et al.
	BR	US- 6,519,540	02-11-2003	SALANDRO
	CR	US-		
	DR	US-		
	ER	US-		
	FR	US-		
	GR	US-		
	HR	US-		
	IR	US-		
	JR	US-		
	KR	US-		
	LR	US-		
	MR	US-		

<b>FOREIGN PATENT DOCUMENTS</b>					
Examiner Initials*	Cite No.	<b>Foreign Patent Document</b>	<b>Publication Date</b> MM-DD-YYYY	<b>Name of Patentee or Applicant of cited document</b>	<b>English Abstract Enclosed</b>
		<b>Country Code-Number-Kind Code</b>			
	NR				<input type="checkbox"/>
	OR				<input type="checkbox"/>
	PR				<input type="checkbox"/>
	QR				<input type="checkbox"/>
	SR				<input type="checkbox"/>
	TR				<input type="checkbox"/>

<b>Examiner Signature</b>		<b>Date Considered</b>	
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\* Examiner: Initial reference if considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance **and** not considered. Please include copy of this form with next communication to Applicant.



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				Attorney Docket No	2540-0617
				Confirmation Number	4130
Sheet	2	of	4	Date	September 15, 2005

**NON-PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	English Translation Enclosed		
	UR	Raritan Computer Inc. Dominion KX Digital KVM Switch: KVM Control via Web Browser Product Brochure, c2005, 4 pages.	<input type="checkbox"/>		
	VR	Fox Network Systems, Inc. Net-911 Key-View System User's Reference Manual, Revision 3.3, July 7, 1994.	<input type="checkbox"/>		
	WR	Decision, Apex Inc. v. Raritan Computer, Inc., Case no. 02-1303, United States Court of Appeals for the Federal Circuit, 325 F.3d 1364; 2003 U.S. App. LEXIS 6321; 66 U.S.P.Q.2D (BNA) 1444, April 2, 2003, 16 pages.	<input type="checkbox"/>		
	XR	Decision, Apex Inc. v. Raritan Computer, Inc., Case no. 01 CIV. 4435 (MP), United States District Court for the Southern District of New York, 187 F. Supp. 2d 141; 2002 U.S. Dist. LEXIS 3466, February 25, 2002, 32 pages.	<input type="checkbox"/>		
	YR	Table comparing Claims of U.S. Patent No. 6,345,323 with U.S. Patent No. 5,721,842; Avocent Redmond Corp. formerly known as APEX, Inc. v. Raritan Computer, Inc., Case no. 1:01-cv-04435 (PKC), 1 page, (prepared by Raritan).	<input type="checkbox"/>		
	ZR	Amended Answer, Affirmative Defenses and Counterclaims with Exhibits A, B, F, H, I and M, Avovent Redmond Corp. formerly known as Apex, Inc. v. Raritan Computer, Inc., Case no. 1:01-cv-04435-PKC, United States District Court Southern District of New York, filed March 23, 2005.	<input type="checkbox"/>		
	AAR	Reply to Opposition to Petition to Waive the Rules and Protest filed in U.S. Patent Application Serial No. 08/969,723 on February 24, 1999 (by Cybex prior to becoming a sister company to Apex (now Avocent Redmond)), 8 pages.	<input type="checkbox"/>		
	BBR	Memorandum in Support of Defendant Raritan Computer, Inc.'s Motion to Re-Open Discovery and Modify the Scheduling Order in this Case, Avocent Redmond Corp. v. Raritan Computer, Inc., Case no. 1:01-cv-04435-PKC, United States District Court Southern District of New York, filed March 22, 2005.	<input type="checkbox"/>		
Examiner Signature		Date Considered			

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		Date	September 15, 2005

<b>NON-PATENT LITERATURE DOCUMENTS</b>			
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	English Translation Enclosed
	CCR	Avocent Redmond's Supplemental Responses to Raritan's First Set of Interrogatories, Avocent Redmond Corp. v. Raritan Computer, Inc., Case no. 1:01-cv-04435-PKC, United States District Court Southern District of New York, filed March 14, 2005.	<input type="checkbox"/>
	DDR	Avocent Redmond's Supplemental Responses to Raritan's Second Set of Interrogatories (Nos. 20-22), Avocent Redmond Corp. v. Raritan Computer, Inc., Case no. 1:01-cv-04435-PKC, United States District Court Southern District of New York, filed March 14, 2005.	<input type="checkbox"/>
	EER	Avocent Redmond's Supplemental Responses to Raritan's Second Set of Post-Remand Interrogatories (Nos. 15R-17R), Avocent Redmond Corp. v. Raritan Computer, Inc., Case no. 1:01-cv-04435-PKC, United States District Court Southern District of New York, filed March 14, 2005.	<input type="checkbox"/>
	FFR	Avocent Redmond's Response to Raritan's Third Set of Post-Remand Interrogatories (No. 18R) [SIC: Nos. 18R-19R], Avocent Redmond Corp. v. Raritan Computer, Inc., Case no. 1:01-cv-04435-PKC, United States District Court Southern District of New York, filed March 14, 2005.	<input type="checkbox"/>
	GGR	Avocent Redmond's Response to Raritan's Second Set of Post-Remand Requests for Production of Documents and Things (Nos. 30R-33R) [SIC: Nos. 30R-31R], Avocent Redmond Corp. v. Raritan Computer, Inc., Case no. 1:01-cv-04435-PKC, United States District Court Southern District of New York, filed March 14, 2005.	<input type="checkbox"/>
	HHR	Videotape 30(b)(6) Deposition Transcript upon Oral Examination of Danny Beasley (Volume 1), Apex PC Solutions, Inc. v. Cybex Computer Products and Rose Electronics, Case nos. C98-246Z and C98-245Z, United States District Court for the Western District of Washington at Seattle, December 9, 1998. See e.g., pages 1-8, 232-234 cited by Raritan.	<input type="checkbox"/>
	IIR	Videotape 30(b)(6) Deposition Transcript upon Oral Examination of Danny Beasley (Volume 2), Apex PC Solutions, Inc. v. Cybex Computer Products and Rose Electronics, Case nos. C98-246Z and C98-245Z, United States District Court for the Western District of Washington at Seattle, December 10, 1998. See e.g., pages 384 and 581-607 cited by Raritan.	<input type="checkbox"/>
Examiner Signature		Date Considered	

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	JJR	Videotape 30(b)(6) Deposition Transcript upon Oral Examination of Danny Beasley (Volume 3), Apex PC Solutions, Inc. v. Cybex Computer Products and Rose Electronics, Case nos. C98-246Z and C98-245Z, United States District Court for the Western District of Washington at Seattle, December 11, 1998.	<input type="checkbox"/>
	KKR	Video Deposition Transcript of Doyle C. Weeks, Avocent Redmond Corp. v. Raritan Computer, Inc., Case No. 01 CV 4435 (PKC), In the United States District Court Southern District of New York, March 15, 2005. See e.g., pages 1-7, 97-100, 117-120, 127-131, 153-164 and 225-226 cited by Raritan.	<input type="checkbox"/>
	LLR		<input type="checkbox"/>
	MMR		<input type="checkbox"/>
	NNR		<input type="checkbox"/>
	OOR		<input type="checkbox"/>
	PPR		<input type="checkbox"/>
	QQR		<input type="checkbox"/>

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